

# WILLKIE FARR & GALLAGHER<sub>LLP</sub>

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## VIA ECF AND EMAIL

The Honorable Katherine Polk Failla  
U.S. District Court Southern District of New York  
40 Foley Square, Room 2103  
New York, NY 10007

Re: *In re Tether and Bitfinex Crypto Asset Litigation*, No. 1:19-cv-09236-KPF

Dear Judge Failla:

I write on behalf of Defendant Philip G. Potter (“Mr. Potter”) to respond briefly to the Plaintiffs’ September 14, 2022 Letter Motion to the Court (the “Letter Motion”) [ECF No. 239]. Mr. Potter takes no position in the discovery dispute between Plaintiffs and the Bitfinex/Tether Defendants discussed in the Letter Motion. However, in order to correct the record, Mr. Potter addresses certain matters in the Letter Motion directed at him and documents he has produced in the above-captioned action.



Mr. Potter appreciates the Court’s attention and remains available to answer any questions.

Respectfully submitted,

/s/ Charles D. Cording

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